

AUG 26 2005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF HAROLD VATER ET AL

SERIAL NO.: 09/763,621

FILED: April 26, 2001

FOR: ACCESS-PROTECTED DATA CARRIER

GROUP ART UNIT: 2134

EXAMINER: C. Collin

ATTY. REFERENCE: VATE3002/BEU

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a communication/amendment in the above-identified application.

- Small entity status under 37 CFR 1.9 and 1.27 is claimed.
 No additional fee is required.

The fee, if any, has been calculated as shown below:

Fee Basis	Number of Claims After Amendment	Highest Number Previously Paid For	Extra Claims	Small Entity	Full Fee
Total Claims	-	¹	³	$\times \$ 9 =$	$\times \$ 18 =$
Independent Claims	-	²	³	$\times \$ 43 =$	$\times \$ 86 =$
<input type="checkbox"/> First Presentation of Proper Multiple Dependent Claim				$+ \$145 =$	$+ \$290 =$
TOTAL					

¹ If less than 20 enter 20.² If less than 3 enter 3.³ If less than 0 enter 0.

- Please charge my Deposit Account Number 02-0200 in the amount of \$_____ A duplicate copy of this sheet is attached.
 A check in the amount of \$_____ is attached.
 The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to Deposit Account Number 02-0200. A duplicate copy of this sheet is attached.
 Also enclosed is/are: REQUEST FOR CONTINUED EXTENSION (RCE) W/FEE - \$790

23364

Customer Number
Phone: (703) 683-0500

DATE: August 26, 2005

Respectfully submitted,


 Benjamin E. Urcia
Attorney for Applicant
 Registration Number: 33,805

O I P E JCT
AUG 26 2005

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

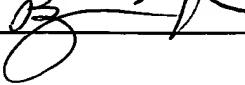
Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/763,621
Filing Date*	March 5, 2001
First Named Inventor	Harald VATER
Group Art Unit	2134
Examiner Name	C. Collin
Attorney Docket No.	VATE3002/BEU

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: * Filing date must be on or after June 8, 1995; but if before May 29, 2000, then consider a CPA.

1. Please consider the following as the required submission under 37 C.F.R. §1.114:
 - a. The Amendment/Reply filed on (date): FILED CONCURRENTLY HEREWITH
 - b. The Information Disclosure Statement (IDS) filed on (date):
 - c. The arguments in the Brief/Reply Brief filed on (date):
 - d. The ___ page(s) of Form PTO-1449 and copy of each listed document filed (date):
 - e. Other:
2. A _____ month Petition for Extension of Time is filed herewith.
3. The Commissioner is authorized to credit any overpayment and charge any deficiency in any fees required under 37 CFR 1.16 and/or 1.17 to Deposit Account No. 02-0200.
4. A check in the amount of \$790.00 is submitted herewith.
5. This Request is transmitted by facsimile to number (703) _____.
6. Other:

THE RCE FEE IS CALCULATED AS FOLLOWS:						Basic Fee:	\$790.00
Total Claims:		-		(highest number previously paid for) =		X \$50 =	
Independent Claims:		-		(highest number previously paid for) =		X \$200 =	
Correspondence Address: 23364 Customer Number					Multiple Dependent Claim (add \$360.00):		
					Subtotal: \$790.00		
					50% Reduction if Small Entity Status:		
Phone: 703-683-0500 Fax: 703-683-1080					Total:	\$790.00	
Date:	Name:			Signature:		Reg. No.	
August 26, 2005	Benjamin E. Urcia					33,805	

RCE-12-9-04.wpd

(09Dec04)

08/29/2005 JADD01 00000019 09763621

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790.00 0P



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:) Group Art Unit: 2134
)
Harald VATER et al.) Examiner: C. Colin
)
Serial Number: 09/763,621) Attorney Docket: VATE3002beu
)
Filed: April 26, 2001) Confirmation No.: 8124

For: Access-Protected Data Carrier

AMENDMENT AND RESPONSE

(Submitted Concurrently With Request For Continued Examination (RCE))

Honorable Commissioner For Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

This paper is in response to the final Official Action dated January 7, 2005.

A Notice of Appeal was submitted on July 6, 2005 so that this response is timely filed. In addition, a Request for Continued Examination together with the appropriate fee accompanies this response.

Amendments to the claims begin on page 2.

Remarks/Arguments begin on page 6.